

03-23-00

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PTO-1390 Rev. 5-93)		U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket Number CBZ-377
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. Application No. (if known - see 37 CFR 1.5) (no. 09/509297)
International Application No. PCT/EP98/06022	International Filing Date 22 September 1998	Priority Date Claimed 22 September 1997	
Title of Invention AUDIO PLAYER AND A METHOD FOR CONTROLLING AUDIO DATA BY THE AUDIO PLAYER			
Applicant(s) for DO/EO/US Erich BOHM			

Applicant herewith submits to the U.S. Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ 1. This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
- ☐ 2. This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
- ☒ 3. This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
- ☒ 4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- ☒ 5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - ☐ a. is transmitted herewith (required only if not transmitted by the International Bureau).
 - ☒ b. has been transmitted by the International Bureau.
 - ☐ c. is not required, as the application was filed in the U.S. Receiving Office (RO/US).
- ☒ 6. A translation of the International Application into English (35 U.S.C. 371(c)(2)).
- ☒ 7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - ☐ a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - ☐ b. have been transmitted by the International Bureau.
 - ☐ c. have not been made; however, the time limit for making such amendments has NOT expired.
 - ☒ d. have not been made and will not be made.
- ☐ 8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☐ 9. An oath or declaration of the inventor (35 U.S.C. 371(c)(4)).
- ☐ 10. A translation of the Annexes to the International Preliminary Examination Report under PCT Article 36 (35 USC 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

- ☐ 11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- ☐ 12. An Assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- ☒ 13. A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
- ☐ 14. A substitute specification.
- ☐ 15. A change of power of attorney and/or address letter.
- ☒ 16. Other items or information:

Translator's Affidavit
Translation of PCT Provisional International Search Report

09/509282

APPLICATION NO. (If known, see 37 CFR 1.5) (not issued)		INTERNATIONAL APPLICATION NO. PCT/EP98/06022		ATTORNEY'S DOCKET NO. CBZ-377	
<input checked="" type="checkbox"/> 17. The following fees are submitted:				CALCULATIONS	PTO USE ONLY
BASIC NATIONAL FEE (37 CFR 1.492(a)(1) - (5)):					
Search Report has been prepared by the EPO or JPO \$840.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482) . . \$670.00					
No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$690.00					
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$970.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$ 96.00					
ENTER APPROPRIATE AMOUNT =				\$ 840.00	
*Surcharge of \$130.00 for furnishing the National Fee or oath or declaration later than <u>20</u> <input checked="" type="checkbox"/> 30 mos. from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 130.00	
Claims	Number Filed	Number Extra	Rate		
TOTAL CLAIMS	4 - 20 =		X \$18.00		
INDEPENDENT CLAIMS	2 - 3 =		X \$78.00		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$260.00		
Since Notice of Missing Parts set an <u>original</u> due date of _____, Petition is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$110; 2 months \$370; 3 months; \$870)				\$	
TOTAL OF ABOVE CALCULATIONS =				\$ 970.00	
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$	
SUBTOTAL =				\$ 970.00	
Processing fee of \$130.00 for furnishing the English translation later than ____ 20 ____ 30 mos. from the earliest claimed priority date (37 CFR 1.492(f)).				+	\$
TOTAL NATIONAL FEE =				\$ 970.00	
Fee for recording the enclosed Assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+	\$
TOTAL FEES ENCLOSED =				\$ 970.00	
				Amount to be: refunded	\$
				charged	\$

- ☒ A. A check in the amount of \$ 970.00 to cover the above fees is enclosed.
- ☐ B. Please charge my Deposit Account No. 04-1403 in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- ☒ C. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 04-1403. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive
(37 CFR 1.37(a) or (b)) must be filed and granted to restore the application to pending status.

EXPRESS MAIL MAILING CERTIFICATE

Express Mail - Mailing Label Number EL471678913USDate of Deposit MARCH 22, 2000

I hereby certify that this paper and any referenced attachment
and/or fee are being deposited with the United States Postal
Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 on the date indicated above and is addressed to the
Commissioner of Patents and Trademarks, Washington, D.C. 20231

Jacqueline M. Leonard
SIGNATURE

JACQUELINE M. LEONARD
NAME (PRINT OR TYPE)

Atty: JULIAN W. DORITY
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